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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**  
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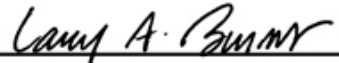
11 MARK LEMOGE; ROXINA LEMOGE,  
12 Plaintiffs,  
13 vs.  
14 UNITED STATES OF AMERICA; and  
15 DOES 1 to 100, inclusive,  
16 Defendants.

CASE NO. 07cv0620-ALB (AJB)  
**DISMISSAL ORDER**

17 By Order entered September 19, 2007, this court instructed plaintiff within ten (10)  
18 days to file a Notice of Voluntary Dismissal pursuant to FED.R.CIV.P. 41(a)(1) or a  
19 Declaration showing good cause why the court should not dismiss this action for failure to  
20 prosecute. Dkt No. 3. As of the date of this Order, plaintiff has filed no response. As  
21 noticed in the Order To Show Cause, **IT IS HEREBY ORDERED** the court accordingly *sua*  
*sponte* dismisses this action in its entirety, without prejudice.

22 **IT IS SO ORDERED.**

23 DATED: October 9, 2007

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25 **HONORABLE LARRY ALAN BURNS**  
26 United States District Judge  
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